

Mail Stop Interference  
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Alexandria, VA 22313-1450  
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Paper 1  
Filed: 24 May 2010

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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RICHARD W. **ARNOLD**, WELDON BEARDAIN,  
DANIEL W. PREVEDEL, DONALD E. RILEY  
and LESTER L. WILSON  
Junior Party  
(Application 09/164,580),

v.

CURTIS NATHAN **POTTER**  
Senior Party  
(Patent 6,028,437).

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Patent Interference No. 105,752 (SCM)  
(Technology Center 2800)

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**DECLARATION –Bd.R. 203(b)<sup>1</sup>**

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<sup>1</sup> “Bd.R. x” may be used as shorthand for “37 C.F.R. § 41.x”. 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1           **Part A. Declaration of interference**

2           An interference is declared (35 U.S.C. § 135(a)) between the above-  
3 identified parties. Details of the application(s), patent (if any), reissue  
4 application (if any), count(s) and claims designated as corresponding or as  
5 not corresponding to the count(s) appear in Parts E and F of this  
6 DECLARATION.

7           **Part B. Judge managing the interference**

8           Administrative Patent Judge Sally C. Medley has been designated to  
9 manage the interference. Bd.R. 104(a).

10          **Part C. Standing order**

11          A Trial Section STANDING ORDER [SO] (Paper 2) accompanies  
12 this DECLARATION. The STANDING ORDER applies to this  
13 interference.

14          **Part D. Initial conference call**

15          A telephone conference call to discuss the interference is set for **1:00**  
16 **p.m. on 20 July 2010** (the Board will initiate the call).

17          No later than **four business days** prior to the conference call, each  
18 party shall file and serve (SO ¶¶ 10.1 & 105) a list of the motions  
19 (Bd.R. 120; Bd.R. 204; SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

20          A sample schedule for taking action during the motion phase appears  
21 as Form 2 in the STANDING ORDER. Counsel are encouraged to discuss  
22 the schedule prior to the conference call and to agree on dates for taking  
23 action. A typical motion period lasts approximately eight (8) months.  
24 Counsel should be prepared to justify any request for a shorter or longer  
25 period.

1       **Part E. Identification and order of the parties**

2                               Junior Party

3       Named Inventors:       RICHARD W. **ARNOLD**, McKinney, TX  
4                               WELDON BEARDAIN, Denison, TX  
5                               DANIEL W. PREVEDEL, Fort Collins, CO  
6                               DONALD E. RILEY, Midland, TX  
7                               LESTER L. WILSON, Sherman, TX

8  
9       Involved Application:   09/164,580, filed 01 Oct. 1998

10      Title:                   Known Good Die Using Existing Process  
11                               Infrastructure

12      Assignee:               Texas Instruments, Inc.  
13

14                               Senior Party

15      Named Inventors:       CURTIS NATHAN **POTTER**, Austin, TX

16      Involved Patent:       6,028,437, issued 22 Feb. 2000, based on  
17                               Application 08/858,107, filed 19 May 1997

18      Title:                   Probe Head Assembly

19      Assignee:               SI Diamond Technology, Inc.  
20

21           The senior party is assigned exhibit numbers 1001-1999. The junior  
22 party is assigned exhibit numbers 2001-2999. Bd.R. 154(c)(1); SO  
23 ¶ 154.2.1. The senior party is responsible for initiating settlement  
24 discussions. SO ¶ 126.1.

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<sup>2</sup> The 18 May 2009 listing of claims, indicates that claim 27 depends on claim “26 4.” The Board understands that claim 27 depends on claim 26 and not claim 4.

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1 **Part H. Order form for requesting file copies**

2 When requesting copies of files, use of SO Form 4 will greatly  
3 expedite processing of the request. Please attach a copy of Parts E and F of  
4 this DECLARATION with a hand-drawn circle around the patents and  
5 applications for which a copy of a file wrapper is requested.

6 /Sally C. Medley/  
7 Administrative Patent Judge

8 Enc:  
9 Form PTO-850  
10 Copy of STANDING ORDER  
11 Copy of U.S. Patent 6,028,437  
12 Copy of claims of Application 09/164,580

13 cc (via overnight UPS):

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